

ARNOLD & PORTER LLP



October 12, 2004

Thomas E. Holsten
Thomas_Holsten@aporter.com

202.942.5085
202.942.5999 Fax

555 Twelfth Street, NW
Washington, DC 20004-1206

1631

ITW

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Art Unit: 1631
Examiner: A.H. Marschel
Conf. No.: 9529

Re: U.S. Patent Application Serial No. 09/237,183 filed January 26, 1999
Inventors: Nordine CHEIKH *et al.*
Title: Nucleic Acid Molecules and Other Molecules Associated
with the Sucrose Pathway
Atty. Dkt: 16517.228

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Response to Notice of Non-Responsive Communication;
2. Amendment and Response; and
3. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter LLP Deposit Account No. 50-2387, referencing docket number 16517.228. A duplicate copy of this letter is enclosed.

Sincerely,

Thomas E. Holsten (Reg. No. 46,098)
David R. Marsh (Reg. No. 41,408)

Enclosures



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Nordine CHEIKH *et al.*

Appln. No.: 09/237,183

Filed: January 26, 1999

For: Nucleic Acid Molecules and Other Molecules Associated with the Sucrose Pathway

Conf. No.: 9529

Art Unit: 1631

Examiner: A.H. Marschel

Atty. Docket: 16517.228

Response to Notice of Non-Responsive Communication

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

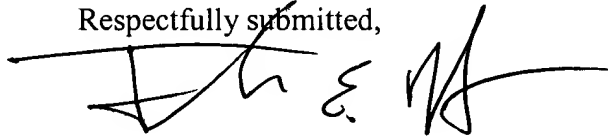
In response to the notice of non-responsive communication mailed September 23, 2004, which alleged that Applicants failed to inactivate the hyperlinks, Applicants submit herewith an amended copy of the Amendment and Response, which was filed on June 29, 2004, and an accompanying transmittal letter. The response has been amended to remove active hyperlinks by amendments to the specification beginning on page 2 of the Response.

In view of the foregoing remarks, it is respectfully submitted that the present application is in condition for allowance, and notice of such is respectfully requested. The Examiner is encouraged to contact the undersigned should any additional information be necessary for allowance.

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time

are hereby petitioned. Applicants do not believe that any fees in addition to those provided for in the accompanying documents, are due at this time. However, if any fees are required in the present application, including any fees for extensions of time, authorization to charge such fees is given in the accompanying transmittal letter.

Respectfully submitted,

A handwritten signature in black ink, appearing to be a combination of the initials 'TH' and 'DM' with a stylized flourish extending to the right.

Thomas E. Holsten (Reg. No. 46,098)
David R. Marsh (Reg. No. 41,408)

Date: October 12, 2004

ARNOLD & PORTER LLP
Attn: IP Docketing
555 Twelfth Street, NW
Washington, D.C. 20004-1206
(202) 942-5000 telephone
(202) 942-5999 facsimile



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Nordine CHEIKH *et al.*

Appln. No.: 09/237,183

Filed: January 26, 1999

Conf. No.: 9529

Art Unit: 1631

Examiner: A.H. Marschel

Atty. Docket: 16517.228

For: Nucleic Acid Molecules and Other Molecules Associated with the Sucrose Pathway

AMENDMENT AND RESPONSE

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In complete response to the Official Action mailed April 16, 2003 (paper no. 29), the Official Action mailed on February 6, 2004 (paper no. 33), the Official Action mailed on June 3, 2004, and the Official Action mailed September 23, 2004, Applicants provide the following amendments and remarks.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 4 of this paper.